IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.17352 of 2008
BIRU SAO
Versus
STATE OF BIHAR
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02. 14-5-2008 This is an application for the grant of regular bail in a case under section 7 of the Essential Commodities Act for the recovery of 115 bags of wheat and 19 bags of rice from a newly built house of the petitioner Biru Sao. It is alleged that those foodgrains were supplied under different schemes by the FCI.

Learned lawyer for the petitioner submits that there is no evidence that those foodgrains were taken out from the FCI and there is no theft report. He submits that there is no control in respect of wheat and rice and hence no offence is made out. He, therefore, submits that petitioner who is in custody from 29th February, 2008 be released on bail.

Considering the submissions made, petitioner **Biru Sao** is directed to be released on bail on furnishing bail bond of Rs.10, 000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nawadah, in **Warisaliganj P.S. Case No. 21 of 2008.**

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rkp **(Anwar Ahmad, J)**